

DT-3815



2402-165.00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

APPLICANT: Wolfgang Milewski
SERIAL NO. 09/745,645
FILED: December 12, 2000
FOR: Floor Covering of an Elastically Deformable Material
EXAMINER: Patricia L. Nordmeyer Group: 1722

Mail Stop Appeal Brief - Patents

Commissioner for Patents
P.O. Box 1450
Alexandra, VA 22313-1450

BRIEF ON APPEAL

Sir:

This is a brief in support of an appeal from the Final rejection of claims 27-34 and 36-40 by the Examiner.

The Commissioner is hereby authorized to charge the fee required under 37 C.F.R. § 1.17(c) in the amount of \$165.00 and any additional fee which may be required or credit any overpayment to our Deposit Account No. 50-0955. A duplicate of this sheet is enclosed.

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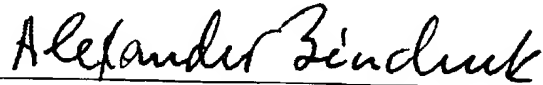
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(Myrvold), and Claims 37 and 38 under 35 U.S.C. § 103(a) as being unpatentable over Stockl in view of Dickens et al., U.S. Patent No. 4,478,901 (Dickens) is improper, and Appellant respectfully requests that this rejection be reversed.

Respectfully submitted,




Alexander Zinchuk Reg. No. 30,541

Dated: September 30, 2004

Sidley Austin Brown & Wood LLP
787 Seventh Avenue
New York, N.Y. 10019
Tel.: (212) 839-5300

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail and addressed to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on
September 30, 2004.


Alexander Zinchuk